IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.4821 OF 2005

Dr.Shailesh Ramchandra Deshpande : Petitioner

V/s.

Dr.(Mrs.) Aditi Shailesh Deshpande : Respondent

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Mr.A.S.Khandeparkar with Mr.S.D.Raje for the petitioner.

Mr.R.G.Ketkar for the respondent.

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CORAM : S.A. BOBDE, J.

October 21, 2005.

P.C.:

1. Rule, returnable forthwith.

Mr.Ketkar for the respondent waives service of rule.

Heard by consent.

2. After hearing the matter for sometime, the following order is passed, by consent:-

O R D E R

The petition arises out of the order refusing injunction to the husband for restraining the

respondent-wife from entering the home. However, as the matter stands today, the respondent-wife is living separately and has expressed that, having regard to the relationship, she will not insist on staying in the matrimonial home, pending the decision of the Family Court. However, it appears that the parties have a son who is in the custody of the petitioner. The parties agree that the respondent-mother shall have access to the son in the school in which he attends, viz., Jnana Prabodhini Navanagar Vidyalaya, Pune--411 044, in the presence of the Principal of the school.

3. The trial Court shall dispose of the dispute, as expeditiously as possible and, in any case, not later than six months from the next date. All contentions on merits are left open.

4. The rule stands disposed of in the above terms.

S.A. BOBDE, J.